IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE EIGHTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 18060 of 2004

Between:

S. Sampanth Kumar, S/o. Late S. Bhaskar Rao,
R/o. Flat No. 1-405, Srila Towers, Hydernagar, Kukatpally, Hyderabad.

..... PETITIONER

AND

1 The Station House Officer, Miyapur P.S., Cybarabad, Hyderabad.
2 The Commissioner of Police, Cybarabad Commissionerate,
Lakdikapool, Hyderabad, Ranga Reddy District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ or order or direction, more particularly one in the nature Writ of Mandamus declaring the action of the respondent No.1 in refusing to register the complaint Dt.15-9-2004 and to investigate the complaint as illegal, arbitrary and against the Criminal procedure code and consequently to direct the respondent No.1 to take on file the complaint sent to him Dt. 15-9-2004 on 25-09-2004 under registered post ack. due and to register the same for investigation and taking appropriate action against the accused.

Counsel for the Petitioner : MR. J.U.M.V.PRASAD

Counsel for the Respondents: GP FOR HOME

The Court at the admission stage made the following order :

THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITION NO.18060 OF 2004

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ORAL ORDER :

This writ petition is filed seeking a Writ of Mandamus declaring the alleged action of the first respondent – The Station House Officer, Miyapur P.S., Cyberabad, Hyderabad, in refusing to register the complaint dated 15-09-2004 lodged by the petitioner as arbitrary and illegal.

The learned Government Pleader for Home appearing for the respondents, under instructions, states that on the basis of the complaint lodged by the petitioner, Crime No.382 of 2004 on the file of P.S. Miyapur, Cyberabad, Hyderabad was registered on 01-11-2004 for the offences punishable under Sections 409, 420 and 427 of the Indian Penal Code and the investigation is still pending.

Recording the statement of the learned Government Pleader for Home, the Writ Petition is disposed of. No costs.

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08th November, 2004.

Gbs

To

1 The Station House Officer, Miyapur P.S., Cybarabad, Hyderabad.
2 The Commissioner of Police, Cybarabad Commissionerate, Lakdikapool, Hyderabad, Ranga Reddy District.

3.2CCs to G.P. for Home, High Court of AP Bldgs, Hyderabad (OUT).

4.2CD copies